

# Daily Digest

## Highlights

The House failed to pass H.J. Res. 83, proposing an amendment to the Constitution of the United States regarding the appointment of individuals to fill vacancies in the House of Representatives.

## Senate

### Chamber Action

*Routine Proceedings, pages S6299–S6385*

**Measures Introduced:** Seven bills and one resolution were introduced, as follows: S. 2487–2493, and S. Res. 369. **Page S6348**

#### Measures Passed:

**Honoring WW II Service:** Senate agreed to S. Res. 369, expressing the sense of the Senate in honoring the service of the men and women who served in the Armed Forces of the United States during World War II. **Pages S6324–36**

**American Indian Probate Reform Act:** Senate passed S. 1721, to amend the Indian Land Consolidation Act to improve provisions relating to probate of trust and restricted land, after agreeing to the committee amendment in the nature of a substitute. **Pages S6367–48**

**Department of Defense Authorization Act:** Senate resumed consideration of S. 2400, to authorize appropriations for fiscal year 2005 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Services, taking action on the following amendments purposed thereto: **Pages S6307–23, S6336–38**

#### Adopted:

By 70 yeas to 25 nays (Vote No. 105), Graham (SC)/Daschle Amendment No. 3258, to amend title 10, United States Code, to expand certain authorities to provide health care benefits for Reserves and their families. **Pages S6307–23**

By a unanimous vote of 95 yeas (Vote No. 106), Warner Modified Amendment No. 3260, to authorize appropriations for a contingent emergency reserve fund for operations in Iraq and Afghanistan. **Pages S6336–38**

#### Pending:

Graham (SC) Amendment No. 3170, to provide for the treatment by the Department of Energy of waste material. **Page S6307**

Crapo Amendment No. 3226 (to Amendment No. 3170), of a perfecting nature. **Page S6307**

A unanimous-consent agreement was reached providing for further consideration of the bill at approximately 10:45 a.m., on Thursday, June 3, 2004; further, that Graham (SC) Amendment No. 3170 and Crapo Amendment No. 3226 (to Amendment No. 3170) (both listed above), be agreed to, and that Senator Cantwell be recognized to offer an amendment, with a vote on or in relation to the amendment to occur at approximately 2:30 p.m. **Page S6384**

**Nominations—Agreement:** A unanimous-consent agreement was reached providing that on Thursday, June 3, 2004, following the vote on or in relation to Cantwell amendment to S. 2400 (listed above), Senate will vote on the nominations of Sandra L. Townes, to be United States District Judge for the Eastern District of New York, Kenneth M. Karas, to be United States District Judge for the Southern District of New York, and Judith C. Herrera, to be United States District Judge for the District of New Mexico. **Page S6384**

**Messages From the House:** **Page S6346**

**Measures Referred:** **Page S6346**

**Enrolled Bills Presented:** **Page S6346**

**Executive Communications:** **Pages S6346–48**

**Executive Reports of Committees:** **Page S6348**

**Additional Cosponsors:** **Pages S6348–49**

**Statements on Introduced Bills/Resolutions:** **Pages S6349–63**

**Additional Statements:** **Pages S6343–46**

**Amendments Submitted:** Pages S6363–65

**Authority for Committees to Meet:** Pages S6365–67

**Record Votes:** Two record votes were taken today. (Total—106) Page S6323, S6337–38

**Adjournment:** Senate convened at 9:46 a.m., and adjourned at 6:41 p.m., until 9:45 a.m., on Thursday, June, 3, 2004. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on pages S6384–85.)

## Committee Meetings

(Committees not listed did not meet)

### APPROPRIATIONS: DEPARTMENT OF DEFENSE (IRAQ & AFGHANISTAN)

*Committee on Appropriations:* Subcommittee on Defense concluded a hearing to examine proposed budget estimates for fiscal year 2005 for the Iraq and Afghanistan Contingent Emergency Reserve Fund, after receiving testimony from Joel D. Kaplan, Deputy Director, Office of Management and Budget; Larry J. Lanzillotta, Acting Under Secretary of Defense (Comptroller); and General Peter Pace, USMC, Vice Chairman, Joint Chiefs of Staff.

### NATIONAL SECURITY

*Committee on Armed Services:* Committee met in closed session to receive a briefing on certain national security issues from Condoleezza Rice, National Security Advisor.

### SECURITIES INVESTMENT PROTECTION

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded a hearing to examine the role of State securities regulators in protecting investors, focusing on efforts to enforce securities laws, investment adviser registration and licensing, State investigations into mutual fund industry abuses, and investor education programs, after receiving testimony from New Jersey Attorney General Peter C. Harvey, Trenton; Ralph A. Lambiase, Connecticut Department of Banking, Hartford, and Joseph P. Borg, Alabama Securities Commission, Montgomery, both on behalf of the North American Securities Administrators Association; Charles Leven, AARP, Washington, D.C.; and Juanita Periman, Butte, Montana.

### FIREFIGHTING AIRCRAFT SAFETY

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the status of fire fighting aircraft, focusing on the respective roles the Federal Aviation Administration, the Forest Service, and the Department of the Interior play in the safety oversight of firefighting operations conducted on behalf of the Forest Service and the

Department of the Interior, after receiving testimony from Ellen Engleman Conners, Chairman, National Transportation Safety Board; Nicholas A. Sabatini, Associate Administrator, Regulation and Certification, Federal Aviation Administration, Department of Transportation; Mark E. Rey, Under Secretary of Agriculture for Natural Resources and Environment; Mark Timmons, Neptune Aviation Services, Missoula International Airport, Missoula, Montana; and William W. Grantham, International Air Response Inc., Chandler, Arizona.

## NOMINATIONS

*Committee on Commerce, Science, and Transportation:* Committee concluded a hearing to examine the nominations of Jon D. Leibowitz, of Maryland, who was introduced by Senators Kohl and DeWine, and Deborah P. Majoras, of Virginia, who was introduced by Senator DeWine, each to be a Federal Trade Commissioner, Brett T. Palmer, of New York, to be Assistant Secretary of Commerce for Legislative and Intergovernmental Affairs, Benjamin H. Wu, of Maryland, to be Assistant Secretary of Commerce for Technology Policy, who was introduced by Representative Boehlert, Enrique J. Sosa, of Florida, to be a Member of the Reform Board (Amtrak), and Scott Kevin Walker, of Wisconsin, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation, who was introduced by Representative Paul Ryan, after each nominee testified and answered questions in their own behalf.

## GREATER MIDDLE EAST INITIATIVE

*Committee on Foreign Relations:* Committee concluded a hearing to examine the Administration's proposed Greater Middle East Initiative, focusing on economic, social and political reform in the G8 Broader Middle East and North Africa, after receiving testimony from Alan P. Larson, Under Secretary of State for Economic, Business and Agricultural Affairs; His Royal Highness Prince El Hassan bin Talal of the Hashemite Kingdom of Jordan, Amman, Jordan; Patrick M. Cronin, Center for Strategic and International Studies, Washington, D.C.; and Alan R. Richards, University of California, Santa Cruz.

## BUSINESS MEETING

*Committee on Governmental Affairs:* Committee ordered favorably reported the following business items:

S. 2468, to reform the postal laws of the United States, with an amendment in the nature of a substitute;

S. 346, to amend the Office of Federal Procurement Policy Act to establish a governmentwide policy requiring competition in certain executive agency procurements, with an amendment;